

MINUTES OF  
EUREKA CITY COUNCIL  
EUREKA REDEVELOPMENT AGENCY

FEBRUARY 21, 2006

The City Council/Redevelopment Agency of the City of Eureka met in REGULAR Session on the above date, 5:30 p.m. Closed Session, 6:30 p.m. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR LA VALLEE

PRESENT: WOLFORD, LEONARD, KERRIGAN, JONES

ABSENT: BASS-JACKSON

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

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Kathleen L. Franco Simmons  
City Clerk

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Peter La Vallee  
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Public comment prior to closed session

ACTION:

No one expressed an interest in addressing the Council at this time.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Closed session

ACTION:

Council met in closed session to discuss the following matters:

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Attorney, City Manager, City Clerk

*Pursuant to California Government Code Section 54957*

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item B

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Mayor's announcements

ACTION:

Mayor La Vallee presented a Certificate of Appreciation to Don Roller, Eureka Golf Course.

Mayor La Vallee presented the following proclamations:

"Engineer's Week" February 19-25, 2006

"National Youth Art Month" March 2006

Mayor La Vallee announced that he received a letter from Mayor Paul Matheson of Nelsen, New Zealand in acceptance of the invitation to attend Eureka's 150<sup>th</sup> Birthday Celebration.

Mayor La Vallee announced Eureka's 150<sup>th</sup> Birthday Celebration to be held April 22<sup>nd</sup> at the Adorni Center.

STATE OF CALIFORNIA     )  
County of Humboldt        ) ss.  
City of Eureka             )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item M/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Council reports

ACTION:

Councilmember Leonard made an announcement and offered congratulations to Mayor Peter La Vallee on his recent wedding.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item C/R

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Board/Commission reports

ACTION:

No one was in attendance to provide the Open Space, Parks and Recreation Commission report as scheduled.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item B/C

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Public comment period

ACTION:

The following individuals addressed the council at this time:

Dave Berman, Eureka, spoke regarding state certification of election equipment and concerns regarding security issues.

Aldo Bongio, county resident, spoke regarding Parks and Maintenance Manager Tom Coyle and the cleanup of windfall redwoods in the park.

Daniel Pierce, McKinleyville, spoke regarding clean-up of the Balloon Track.

Richard Tollison, spoke regarding the limitation of comment regarding the Balloon Track at a previous meeting.

STATE OF CALIFORNIA     )  
County of Humboldt        ) ss.  
City of Eureka             )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.

Agenda Item   1

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Council meeting minutes.

ACTION:

Council approved the regular Council/Agency meeting minutes of February 7 and the adjourned meeting minutes of February 9, 2006.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. City Clerk

Agenda Item 2



CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Request for exception to the hiring freeze – Administrative Assistant.

ACTION:

Council approved the exception to the hiring freeze for the Administrative Assistant position, which is included in the FY 2004/05 budget.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 3

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Request for exception to the hiring freeze – Treatment Plant Operator I/II.

ACTION:

Council approved the exception to the hiring freeze for the Treatment Plant Operator I/II position, which is included in the FY 2004/05 budget.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 4

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Memorandum of Understanding: Eureka Firefighter's Local #652 (EFL);  
contract amendment.

ACTION:

Council adopted Resolution No. 2006-09 authorizing the Mayor to execute an amendment to the current Memorandum of Understanding between the City of Eureka and the Eureka Firefighters Local #652 (EFL) regarding salaries and supplemental benefits.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 5

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Memorandum of Understanding: Eureka Police Officers' Association (EPOA); contract amendment.

ACTION:

Council adopted Resolution No. 2006-10 authorizing the Mayor to execute an amendment to the current Memorandum of Understanding between the City of Eureka and the Eureka Police Officers' Association (EPOA) regarding salaries and supplemental benefits.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 6

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Geographic Information Systems Memorandum of Understanding.

ACTION:

Council authorized the City Manager to execute on behalf of the City of Eureka, a Memorandum of Understanding with the County of Humboldt, City of Arcata and Redwood National Park regarding coordination and cooperation on Geographic Information System (GIS) activities.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. City Engineer

Agenda Item 7

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Martin Slough Interceptor Memorandum of Understanding with the County of Humboldt.

ACTION:

Council authorized the City Manager to execute on behalf of the City of Eureka, a Memorandum of Understanding with the County of Humboldt to establish a cooperative relationship for ongoing local and regional transportation planning for the Martin Slough Interceptor and the County of Humboldt General Plan Update.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. City Engineer

Agenda Item 8

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Water System Improvements 2006A Revenue Bonds Financing.

ACTION:

Finance Director Carolynn Thomas provided a report. No individuals expressed an interest in addressing the council regarding this subject matter.

Council adopted Resolution No. 2006-11 authorizing the execution and delivery of an installment purchase agreement, a bond purchase agreement, an official statement, a continuing disclosure certificate, and authorizing certain related matters in the issuance of \$1,775,000 of municipal bonds.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Finance Director

Agenda Item 9

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Sequoia Park Zoo Master Plan.

ACTION:

Council authorized the City Manager to execute a Professional Consultant Services Agreement with Jones and Jones Architects & Landscape Architects, Ltd in the amount of \$54,060; and accepted a donation in the amount of \$54,060 from Rob and Cherie Arkley and appropriate corresponding funds to the Sequoia Park Zoo operating budget 110-45140-3100.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Public Works Director/Building Official

Agenda Item 10



CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Request by Humboldt County Office of Education (HCOE) to enter into an Exclusive Right to Negotiate (ERTN) to develop Redevelopment-owned property at Myrtle Avenue, Sixth & Seventh Street.

ACTION:

Redevelopment & Housing Director Cindy Trobitz-Thomas provided a report. Humboldt County Office of Education (HCOE) Superintendent Dr. Garry Eagles provided a report. The following individuals addressed the council regarding this subject matter:

Aldo Bongio

Russ Hobb, Eureka

Richard Tollison, Eureka

Council adopted joint resolutions of the City Council, Resolution No. 2006-12, and Eureka Redevelopment Agency, Resolution No. 2006-1, approving an Exclusive Right to Negotiate Agreement with Humboldt County Office of Education (HCOE) to develop affordable housing on agency-owned parcels (APN's 001-253-010, 001-253-011 & 001-253-012) located within the City of Eureka; and authorized execution of an Exclusive Right to Negotiate Agreement between Humboldt County Office of Education (HCOE) and the City of Eureka Redevelopment Agency.

Adopted on motion by Council/Boardmember LEONARD, seconded by Council/Boardmember JONES, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Redwood Marine LCP Amendment and Zone Reclassification: 1210 & 1240 Broadway; APN's 003-131-005 and -016 (Case No. LCP-04-001).

ACTION:

Community Development Director Kevin Hamblin provided a report. No individuals expressed an interest in addressing the council regarding this subject matter.

Council adopted, waived reading, and read by title only, Bill No. 765-C.S., Ordinance No. 706-C.S.: "*Ordinance Amending the Implementation Plan Map (zoning map) of the Adopted and Certified Local Coastal Program Reclassifying Portions of Real Property at 1210 & 1240 Broadway, APN's 003-131-005, and -016 from Limited Industrial (ML) to Service Commercial (CS)*"; and adopted Resolution No. 2006-13: "*A Resolution of Transmittal of the City Council of the City of Eureka Transmitting the Redwood Marine LCP Amendment to the California Coastal Commission for an Amendment to the Implementation Plan of the Adopted and Certified Local Coastal Program*

Adopted on motion by Councilmember JONES, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Community Development Director Agenda Item 12

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: West Side White Paper Committee Report: zoning action items.

ACTION:

Councilmember Wolford and Special Projects Manager Gary Bird provided a report. The following individuals addressed the council regarding this subject matter:

Paul Hewitt, Eureka, Chairman-Humboldt County Alcohol and Drug Advisory Board

Ann White, Eureka

Council received the Committee report on West Side zoning recommendations; and adopted the action items, attached and made a part hereof.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on February 22, 2006.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Councilmember Wolford

Agenda Item 13

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Mad River Pipeline Replacement Project CELSOC Honor Award.

ACTION:

City Engineer Brent Siemer provided a report. Ken Davlin of Oscar Larson addressed the council regarding this subject matter.

Council received a report from the Engineering Department on the completion of the Mad River Parallel Pipeline Project and recognition by the Consulting Engineers and Land Surveyors of California.

No action was taken.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. City Engineer

Agenda Item 14

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Hydrogen Power Park project.

ACTION:

Councilmember Leonard provided a report. Peter Lehman of Schatz Energy Lab at HSU made a presentation. The following individuals addressed the council regarding this subject matter:

Aldo Bongio

Ken Davlin, Eureka

Russ Hobb, Eureka

Thomas Stewart, Eureka

Richard Tollison, Eureka

Council adopted Resolution No. 2006-14 of support.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Councilmember Leonard

Agenda Item 15

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: 2005-06 Budget Update – Mid-Year Financial Report and Five Year Forecast.

ACTION:

Finance Director Carolynn Thomas provided a report. The following individuals addressed the council regarding this subject matter:

Lawrence Labrach, Eureka

Council received and filed the Mid-Year Budget Update Report for Fiscal Year 2005-06 and Five-Year Financial Forecast for FY 2005 to 2010; and approved of mid-year budget adjustments as requested, with the exception of the zoo recommendations, to be handled at a later meeting.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES  
NOES: NONE  
ABSENT: BASS-JACKSON  
ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Franchise Compliance and Revenue Protection Program.

ACTION:

Finance Director Carolynn Thomas provided a report. The following individuals addressed the council regarding this subject matter:

Aldo Bongio

Council authorized staff to execute a contract with MBIA MuniServices Company for an amount not to exceed \$10,000 during the first year of service.

Adopted on motion by Councilmember JONES, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. Finance Director

Agenda Item 17

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Draft Text Amendment to the Eureka Municipal Code affecting community care homes and other similar congregate living facilities.

ACTION:

Community Development Director Kevin Hamblin and Senior Planner Sidnie Olsen provided a report. The following individuals addressed the council regarding this subject matter:

Simone Taylor, Eureka, RCAA

Ruth Jameson, Eureka

Paul Hewitt, Eureka, Chair of the Alcohol and other Drugs Board

Tim Flemming, Eureka, Business Manager-North Coast Substance Abuse

Steve Warner, Eureka

Ann White, Eureka

A motion was made by Councilmember KERRIGAN, seconded by Councilmember JONES, to review the draft text amendment to the Eureka Municipal Code Chapter 155: Zoning Regulations, and the new proposed Chapter 158: Residential Care Facilities; to provide direction to staff with regard to Council modifications to the draft text amendment to Chapter 155 and the new Chapter 158; to give direction to staff to prepare similar draft amendment to Chapter 156: Coastal Zoning Regulations; to direct staff to process the draft text amendment to Chapter 155: Zoning Regulations, Chapter 156: Coastal Zoning Regulations and Chapter 158: Residential Care Facilities, to the Planning Commission for their consideration and recommendation to the City Council following a noticed public hearing; and to provide direction to the Planning Commission to address over-concentration and potentially limiting facilities to every 300 feet. Councilmember Wolford offered a friendly amendment to ask the Planning Commission to look at concentration levels rather than include the 300 foot requirement. The maker of the motion and the second amended the motion, and the motion carried as amended.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: BASS-JACKSON

ABSTAIN: NONE



MINUTE ORDER, FEBRUARY 21, 2006  
ITEM: 18  
PAGE: 2

STATE OF CALIFORNIA     )  
County of Humboldt       ) ss.  
City of Eureka            )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the seal of the City of Eureka on February 22, 2006.

---

KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept.     Community Development Director

Agenda Item 18

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: City Manager/Executive Director's reports

ACTION:

City Manager Tyson provided information regarding the following:

- Redwood Empire Division of the League of California Cities meets in Fort Bragg, February 24, 2006, with President Virginia Bass-Jackson presiding;
- The Fisherman's Work Dock and Work Area has been completed;
- Bayfront One has started reconstruction.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on February 22, 2006.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK

Originating Dept. City Manager

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA  
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of February 21, 2006.

SUBJECT: Adjournment

ACTION:

There being no further business to come before the Council, the meeting was adjourned at 9:43 p.m.

Adopted without objection on motion by Councilmember JONES, seconded by Councilmember LEONARD.

STATE OF CALIFORNIA )  
County of Humboldt ) ss.  
City of Eureka )

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and  
affixed the seal of the City of Eureka on February 22, 2006.

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KATHLEEN L. FRANCO SIMMONS  
CITY CLERK